

CITY COUNCIL

Meeting Agenda

**REGULAR MEETING
COUNCIL CHAMBERS**

**MON, FEBRUARY 23, 2009
7:00P.M.**

OPENING MATTERS

CALL TO ORDER

INVOCATION: Rev. Robert Brookins, Holy Trinity Church of God

PLEDGE OF ALLEGIANCE

ROLL CALL

PROCLAMATIONS AND PRESENTATIONS

Council Commendation

- To Brianna Savini for her work combating bullying in schools

PUBLIC COMMENT – AGENDA MATTERS:

Citizens have the opportunity to address the Council, by registering with the City Clerk before the start of the meeting. All remarks must be directed to Council as a body and not to any individual Council member or public or elected official in attendance. Any person making personally offensive or impertinent remarks or any person becoming unruly while addressing Council may be called to order by the Presiding Officer and may be barred from speaking before Council, unless permission to continue speaking is granted by the majority vote of Council.

All comments by the public shall be made from the speaker's podium. Citizens attending the meeting may not cross into the area beyond the podium. Any materials to be distributed to Council must be given to the City Clerk before the meeting is called to order.

Those commenting on agenda business shall speak at the beginning of the meeting and shall limit their remarks to 5 minutes. Those commenting on general matters shall speak after the legislative business is concluded and shall limit their remarks to 3 minutes. No comments shall be made from any other location except the podium, and anyone making "out of order" comments may be subject to removal. There will be no demonstration at the conclusion of anyone's remarks. Citizens may not ask questions of Council members or other elected or public officials in attendance.

APPROVAL OF AGENDA

AGENDA: Council Meeting of February 23, 2009

MINUTES: Council Meeting of February 9, 2009

Consent Agenda Legislation

Resolution 12-2009 - Authorizing the submission of the attached PaDEP Grantee Agreement for Bushong Mill Dam, across the Tulpehocken Creek, upstream from the confluence with the Schuylkill River **(Public Works) Tabled at the Feb 9th regular meeting**

Award of Contract – to Hazen and Sawyer to perform stormwater utility analysis at a price of \$199,800 (Public Works) **Tabled at the Feb 9th regular meeting**

Award of Contract - for civil engineering services for the new laboratory, administration and systems building for the Wastewater Treatment Plant for the Department of Public Works to Herbert, Rowland, and Grubic, Inc., at a total contract price of \$308,000 **(Purchasing)**

Award of Contract - for architectural services for the new laboratory, administration and systems building for the Wastewater Treatment Plant for the Department of Public Works to Seiler + Drury, 420 DeKalb Street, Norristown, PA 19401, at a total contract price of \$256,460 **(Purchasing)**

ADMINISTRATIVE REPORTS

REPORT FROM OFFICE OF THE AUDITOR

REPORTS FROM DIRECTORS & BOARDS, AUTHORITIES, AND COMMISSIONS

ORDINANCES FOR FINAL PASSAGE

Bill No. 7-2009 – increasing the salary of the Police Chief to \$108,957.13, a 4% increase, per annum retroactive to January 23, 2009 **(Managing Director) Introduced at the January 26 regular meeting; tabled at the February 9 regular meeting**

Pending
Advertisement and Public Hearing Required by MPC
Notice of Pending Ordinance Doctrine

Ordinance - to adopt an amendment to the Zoning Ordinance under the authority of the Pennsylvania Municipalities Planning Code, which adds a Planned Residential Development (PRD) overlay called the "RR Riverfront Redevelopment Overlay Zoning District") and to apply the new district to lands from the centerline of the Schuylkill River to areas to the east and northeast of the river, including areas generally south and southwest of Franklin St., along both sides of S. 2nd St. and Riverfront Dr., and along both sides of Canal Street including areas south of Laurel St., south of Willow St., west of S. 7th St. and north of South St. and as shown in more detail on the attached RR zoning overlay district map **(Solicitor) Introduced at the December 8 regular meeting; public hearing held January 8; 2nd public hearing scheduled for Feb 18th at 5 p.m. in Council Chambers**

Ordinance - amending the City of Reading Code of Ordinances Chapter 27 Zoning by creating a new section in Part 11 Additional Requirements for Specific Uses of Zoning Districts by placing requirements for the rental of single family homes in areas zoned R-1, R-1a and R-2 and amending the definitions section **(Council Staff) Introduced January 2009, Public Hearing scheduled for March 18th at 5 p.m. in Council Chambers**

INTRODUCTION OF NEW ORDINANCES

Ordinance – increasing the salary of the Human Resources Director to \$80,800, a 1% increase, retroactive to November 13, 2008 **(Man Dir)**

Ordinance - amending the FY 2006-2012 Capital Improvement Plan for the City of Reading **(Man Dir)**

RESOLUTIONS

Resolution – Appointing Ernest Schlegel to the Park and Recreation Advisory Committee **(Admin Oversight)**

Resolution – Reappointing Peter Sutliff to the Historical Architectural Review Board **(Admin Oversight)**

Resolution – Reappointing James Snyder to the Downtown Improvement District

Authority (**Admin Oversight**)

Resolution – Hiring James Kennedy as a Police Officer (**Police**)

Resolution – Hiring Craig Chapman as a Police Officer (**Police**)

Resolution – Hiring Derrick J. Kasprzewski as a Police Officer (**Police**)

Resolution – Hiring Alfredo Ortiz as a Police Officer (**Police**)

Resolution – Authorizing the appeal the Court of Common Pleas decision regarding the Reading Regional Airport land sale (**Spencer & Waltman**)

PUBLIC COMMENT - GENERAL MATTERS

COUNCIL BUSINESS / COMMENTS

COUNCIL MEETING SCHEDULE

Monday, February 23

Meeting with the Mayor – Mayor’s Office – 4 pm

Committee of the Whole – Council Office – 4:30 pm

Regular Meeting – Council Chambers – 7 pm

Monday, March 2

Meeting with the Mayor – Mayor’s Office – 4 pm

Finance Committee – Council Office – 5 pm

Public Safety Committee – Council Office – 5 pm

Monday, March 9

Meeting with the Mayor – Mayor’s Office – 4 pm

Committee of the Whole – Council Office – 5 pm

Regular Meeting – Council Chambers – 7 pm

Tuesday, March 10

Orange and Cherry play lot public meeting– St. James Church – 6 pm

Wednesday, March 18

Public Hearing –

- Zoning Amendment restricting rental use in low density residential zones in R-1, R-1A, R-2

- *Conditional Use – 1259 N 10th (SE corner of 10th and Perry) – for a 10 unit rental property*

BAC AND COMMUNITY GROUP MEETING SCHEDULE

Monday, February 23

DID Authority – Reading Eagle 3rd floor conference room – noon
BARTA – BARTA Office – 3 pm
Northwest Neighborhood Assn – Wesley United Methodist Church – 6:30 pm
Penn’s Commons Neighborhood Group – Penn’s Commons Meeting room – 7 pm

Tuesday, February 24

Housing Authority Workshop – WC Building – 4 pm
Housing Authority Meeting – WC Building – 5 pm
Environmental Advisory Council – Council Office – 6 pm
Library Area Neighborhood Assn – Unitarian Church – 6:30 pm
District 7 Crime Watch – Holy Spirit Church – 7 pm

Wednesday, February 25

Human Relations Commission – Penn Room – 5:30 pm
Parking Authority – Parking Authority Office – 5:30 pm
District 6 Crime Watch – 13th & Green Elementary School – 6:30 pm
Outlet Area Neighborhood – St. Mark’s Lutheran Church – 6:30 pm
18th & Cotton Community Crime Watch – St. Matthew’s – 7 pm
Northeast Crime Watch – Northeast Library – 7 pm
Stadium Commission – Stadium RBI Room – 7:30 pm

Thursday, February 26

Water Authority Meeting – Penn Room – 4 pm

Monday, March 2

Centre Park Artifacts Bank – 705 N 5th St – noon
Wyomissing Park Property Owners Assn – Member’s home – 6:30 pm
Shade Tree Commission – Planning Conference Room – 7 pm

Tuesday, March 3

Charter Board – Penn Room – 7 pm

Wednesday, March 4

Reading Elderly Housing Crime Watch – Front & Washington Sts – 2:30 pm

Board of Health – Penn Room – 6 pm

District 2 Crime Watch – St. Paul’s Lutheran Church – 6:30 pm

Thursday, March 5

Police Civil Service Board – Penn Room – noon

Glenside Community Council – Christ Lutheran Church – 6:30 pm

District 3 Crime Watch – Calvary Baptist Church – 7 pm

Sunday, March 8

College Heights Community Council – Nativity Lutheran Church – 7 pm

Monday, March 9

Fire Civil Service Board – Penn Room – 5 pm

6th & Amity Neighborhood & Playground Assn – 6th & Amity Fieldhouse – 6:30 pm

**CITY COUNCIL MEETING
MONDAY, FEBRUARY 9, 2009**

A regular meeting of City Council was held on the above date for the transaction of general business.

Vaughn D. Spencer, President of Council, called the meeting to order.

The invocation was given by Rev. Dr. Delishia Boykin Wilson, Bethel AME Church.

All present pledged to the flag.

ATTENDANCE

Council President Spencer
Councilor Goodman-Hinnershitz, District 2
Councilor Sterner, District 3
Councilor Marmarou, District 4
Councilor Waltman, District 6
Mayor T. McMahon
City Auditor D. Cituk
City Solicitor C. Younger
City Clerk L. Kelleher
Sgt at Arms Capt R. Shafer
Managing Director R. Hottenstein
Public Works Director C. Jones
Executive Director DID C. Broad
Police Chief W. Heim

PROCLAMATIONS AND PRESENTATIONS

The Mayor issued a proclamation in recognition of Engineers Week, accepted by Michael Hartman, P.E., Chapter President of the Reading Chapter of the Pennsylvania Society of Professional Engineers.

City Council issued the following commendations:

- In recognition of Black History Month, accepted by the NAACP on their 100th anniversary.
- In recognition of the personal achievement by athletes in fall sports at Reading High School.

PUBLIC COMMENT

Council President Spencer announced that two citizens were registered to address Council on agenda matters and two citizens were registered to address Council on non-agenda matters. He inquired if Council objected to suspending the rule requiring comment on non-agenda matters at the end of the meeting. No one objected, therefore, the rule requiring non-agenda comment at the end of the meeting was suspended. Council President Spencer reminded those registered to speak about the remaining speaking rules.

Ernest Schlegel, of Pear Street, questioned increasing the Police Chief's salary when the Mayor announced that management salaries would be frozen for 2009. He added that Chief Heim's current salary is far more than other police chiefs in similarly sized Pennsylvania cities. Recognizing that the Chief's salary increase is provided through an employment contract, Mr. Schlegel suggested that the Chief refuse to accept a 2009 increase as he is part of the City's management team.

Carlos Zayas, of South 2nd Street, suggested that the City seek the assistance of the Corp of Engineers to remove the Bushong Mill Dam. He questioned the participation of City Council on the Local Redevelopment Authority (LRA). He stated that a Charter complaint may be filed. He also suggested that the City consider relocating the Police Academy to the Navy Marine Center.

Richard Palsgrove, of Temple, stated that City property owners need tax relief not increased property taxes. He expressed the belief that those who currently pay are paying too much to cover those who do not pay. He stated that an increased sales tax would provide a more equitable solution as this tax would apply to all who spend.

William Waltz, of Greenwich Street, described the ongoing quality of life problems in his neighborhood. He stated that he has made repeat phone calls to the Police Department but the problems continue day and night. He stated that certain neighbors race their vehicles, shoot guns on the sidewalk and undertake other activities that create nuisances to all who reside in this neighborhood.

APPROVAL OF AGENDA & MINUTES

Council President Spencer asked Council to consider the agenda for this meeting including the legislation listed under the consent agenda heading and the minutes from the January 12th and January 26th regular meetings. He noted the need to add an Award of Contract for an analysis of the storm water utility.

Council President Spencer asked that the Resolution for the Bushong Mill Dam be removed from the Consent Agenda and considered separately.

Councilor Waltman asked that the Award of Contract for the storm water utility analysis be removed from the Consent Agenda and considered separately.

Councilor Sterner moved, seconded by Councilor Marmarou, to approve the minutes from the January 12th and January 26th regular meetings and the agenda, as amended, including the legislation listed on the Consent Agenda. The motion was approved unanimously.

Consent Agenda

Resolution 11-2009 – upgrading street lights in the 400 block of S. 7th Street
(Engineering)

Award of Contract - to Polydyne, Inc., One Chemical Plant Road, Riceboro, GA 31323 who is the low bidder, at a price of \$1.57/pound for approximately 60,000 pounds, for a total bid of \$94,200.00 for Cationic Polymer Flocculant **(Purchasing)**

Award of Contract - to George S. Coyne Chemical Co., Inc., 3015 State Road, Croydon, PA 19021 who is the low bidder, at a price of \$8.22/gallon for approximately 20,000 gallons, for a total bid of \$164,400.00 for Sodium Phosphate **(Purchasing)**

Award of Contract - to George Coyne Chemical, 3015 State Road, Croydon, PA 19021-6997, who is the low bidder, at a price of \$8.676/gallon for approximately 10,000 gallons, for a total bid of \$86,760 for Zinc Orthophosphate **(Purchasing)**

Resolution 13-2009 – 5 year agility agreement with PennDOT (**Public Works**)

Resolution 14-2009 - authorizing an application for DCED funds in the amount of \$500,000.00 for the “Goggle Works Apartments” project, authorizing the execution of any and all necessary documents and carrying out all procedures as required by the Commonwealth of Pennsylvania. In addition, the City of Reading will: (1) assume the provision of the full local share of the project costs; and (2) reimburse the Commonwealth for the DCED’s share of any expenditures found by DCED to be ineligible (Redevelopment Authority)

Resolution 15-2009 - requests an H2O PA grant in an amount up to \$20,000,000 from the Commonwealth Financing Agency to be used for the Phase I – Complementary Activities Prerequisite to Fritz Island Waste Water Treatment Plant Upgrade Project (**Man Dir**)

- **Resolution 12-2009** - Authorizing the submission of the attached PaDEP Grantee Agreement for Bushong Mill Dam, across the Tulpehocken Creek, upstream from the confluence with the Schuylkill River (**Public Works**)

Public Works Director C. Jones stated that about one year ago the City learned that it owns the Bushong Dam as the dam was attached to a property the City took through a condemnation procedure. Through the adoption of this resolution the City can hire a consultant to explore how the removal of the dam will affect the waterway. He explained that the dam was originally installed for the use of a mill that is no longer active. He noted the dangers and liability of the dam.

Councilor Waltman stated that this dam has been in place for a very long time with no history of safety problems or liability issues. He noted the larger safety and liability potential created by the Schuylkill River, parts of which are located within the City of Reading.

Councilor Waltman and Council President Spencer expressed the belief that the removal of the dam is unnecessary.

Council President Spencer reminded everyone that Council was also told that the DEP required the removal of the Angelica Dam, when in fact it was the Public Works Department who wanted to remove the dam.

Public Works Director C. Jones suggested tabling the resolution to allow further discussion.

Councilor Goodman-Hinnershitz moved, seconded by Councilor Waltman, to table Resolution 12-2009.

Resolution 12-2009 was tabled by the following vote:

Yea: Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer President – 5.

Nay: None – 0.

- ⊙ **Award of Contract** - for Storm Water Utility Analysis for the Public Works Department (Purchasing)

Councilor Waltman stated that the Administration should focus on fixing its many other problems and issues before taking on an additional project. He stated that he will not support this project.

Councilor Goodman-Hinnershitz stated that while she understands Councilor Waltman's position, she believes this issue needs further exploration. The award of this contract will only provide further analysis of this project. After the analysis is completed the Administration will present its findings and Council will have the opportunity to approve or reject the project. She reminded all that the Public Works Committee has been overseeing this issue.

Councilor Waltman again stated that the City should work to correct its problems before taking on new projects.

Public Works Director C. Jones stated that this second phase of the project will evaluate the amount, quality of rainwater runoff and the per property rate. If Council approves the entire project, the Storm Water Utility Fee will support the storm water system. He noted that much of the existing storm water system predates 1910. He stated that the fee will support street sweeping, catch basin repair, etc. He stated that although no other Pennsylvania cities have adopted this program, some smaller municipalities are using this utility fee. He stated that this type of program will be required by the PaDEP in the future.

Councilor Sterner agreed with moving this issue forward.

Councilor Goodman-Hinnershitz moved, seconded by Councilor Marmarou, to table this award of contract.

The motion to table the award of contract was approved by the following vote:

Yea: Goodman-Hinnershitz, Marmarou, Waltman, Spencer President – 4.

Nay: Sterner - 1.

ADMINISTRATIVE REPORT

Mayor McMahon reviewed the report distributed to Council at the meeting covering the following:

- the installation of 25 security cameras around the downtown area
- the application for a Neighborhood Stabilization Program and Main Street grant

Councilor Goodman-Hinnershitz noted her appreciation for the work done on the Stimulus Package. She also noted the partnership of several social service organizations with the Public Safety Club operating at Southern Middle School.

Councilor Waltman stated that many cities are plagued by the same issues. He noted his hope that the Stimulus Package will be passed down to correct some of these problems.

AUDITOR'S REPORT

City Auditor Dave Cituk read the report distributed to Council at the meeting covering the following topics:

- 2007-08 District Court Summary Fines
- 2008 Cable Franchise Fee collection
- 2008 unemployment expenditures

Councilor Goodman-Hinnershitz stated that it is difficult to understand the collection of fines without seeing the number of cases heard by each Magisterial District Justice.

City Clerk L. Kelleher stated that information on the cases handled by each Magisterial District Justice can be obtained from the Court Administrator or from the AOPC (Administrative Offices of Pennsylvania Courts) website.

Mayor McMahon noted the increase in traffic fines issued by the Reading Police Department in 2008, which generated revenue above that estimated in the 2008 budget.

Councilor Waltman requested that the City Auditor prepare a five year report on parking violation revenue.

REPORTS FROM DIRECTORS & BOARDS AUTHORITIES AND COMMISSIONS

Downtown Improvement District (DID) Executive Director Charles Broad thanked City Council for providing him with an opportunity to update the public on the activities of DID. He distributed a written report to Council. He stated that DID held strategic planning sessions and has created a new mission and vision statement.

Mr. Broad stated that the DID budget of \$631,500 is funded through the assessment of 558 properties, over 24 square blocks, within the DID area. A seven member board oversees the operation of DID. He described the popular Ambassador escort services along with environmental programs and graffiti removal services. He also noted the promotional and marketing services provided by DID. He thanked the City for participating in many of the DID programs like the MidDay Cafe and the Holiday Parade.

Mr. Broad next described DID's five year plan and goals. He noted DID's partnership with other organizations. He stated that DID plans to administer the Main Street Grant which will provide funding for streetscape and facade improvements to rebuild the face of the downtown.

Councilor Waltman thanked Mr. Broad for his report. He noted Mr. Broad's great understanding of City problems and issues. He expressed the belief that under Mr. Broad's direction, DID is now running on all cylinders.

Councilor Sterner thanked Mr. Broad and DID for their work to improve the downtown. Mr. Broad stated that he looks forward to working with the City to achieve their joint missions.

Councilor Goodman-Hinnershitz noted the importance of the Ambassador program for those visiting and working downtown. She stated that DID has done much to create a positive image of the downtown.

Council President Spencer thanked Mr. Broad for his report and the work of DID to improve the quality of life and public safety in the downtown.

ORDINANCES FOR FINAL PASSAGE

Bill No. 7-2009 – increasing the salary of the Police Chief to \$108,957.13, a 4% increase, per annum retroactive to January 23, 2009 **(Managing Director)** *Introduced at the January 26 regular meeting*

Councilor Goodman-Hinnershitz moved, seconded by Councilor Marmarou, to table Bill No. 7-2009.

Bill 7-2009 was tabled by the following vote:

Yea: Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer President – 5.
Nay: None – 0.

Bill No. 8-2009 – amending the full time position ordinance by creating the position of Gun Safety Coordinator in the Mayor's Office **(Managing Director)** *Introduced at the January 26 regular meeting*

Councilor Marmarou moved, seconded by Councilor Sterner, to enact Bill No. 8-2009.

Mayor McMahon explained that this position will be funded by the Joyce Foundation. Although this position will be on the Full-time Position Ordinance, this person will not receive any City benefits and will not be eligible for unemployment compensation when funding ends. He stated that this person will work from the Mayor's Office to assist other cities with anti-gun issues.

Councilor Waltman stated that he will support this ordinance but noted the need for improved state legislation that can truly regulate guns and gun use in Pennsylvania.

Councilor Goodman-Hinnershitz requested that the Mayor provide Council with a quarterly report on this initiative.

Bill 8-2009 was enacted by the following vote:

Yea: Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer President – 5.

Nay: None – 0.

Bill No. 4-2009 - amending The Codified Ordinances Of The City Of Reading Chapter 1 – Section 1- 86, 3, G by adding a new (3) requiring Council approval for all expenditures made from any and all Agency Funds and any and all line items and allocations made in the “Department: Non-Departmental” area of the General Fund Budget (**Council President Spencer**) *Introduced at the January 12 regular meeting; Tabled at the January 26 regular meeting and referred to Finance Committee*

Councilor Waltman moved, seconded by Councilor Sterner, to enact Bill No. 4-2009.

Council President Spencer explained that this ordinance was drafted by Council Staff at his request. This ordinance is not intended to disrupt the Administration's ability to function but to provide a check and balance on the expenditure of funds from non-general fund accounts and line items. He stated that in the past the Administration could spend freely from these areas with no oversight.

Bill 4-2009 was enacted by the following vote:

Yea: Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer President – 5.

Nay: None – 0.

INTRODUCTION OF NEW ORDINANCES

No ordinances were introduced at this meeting.

RESOLUTIONS

Resolution 16-2009 – denying the conversion of 439 S 9th St to a three unit dwelling (**Council Staff**)

Councilor Marmarou moved, seconded by Councilor Goodman-Hinnershitz, to adopt Resolution No. 17-2009.

Councilor Goodman-Hinnershitz stated that this property was converted to a three unit without a zoning permit. She stated that the external improvements made to this property have uplifted the neighborhood.

Resolution No. 16-2009 was adopted by the following vote:

**Yea: Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer President – 5.
Nay: None – 0.**

Resolution 17-2009 – approving an interest rate management plan; approving the form of an amendment to the existing interest rate management agreement relating to its General Obligation Bonds, Series of 2002 (**Man Dir**)

Councilor Marmarou moved, seconded by Councilor Goodman-Hinnershitz, to adopt Resolution No. 17-2009.

Mr. Hottenstein and Mr. Vind, from Financial S&Lutions, stated that background on this transaction was provided at the February 2nd Finance Committee meeting. Mr. Vind stated that due to the economic climate the City has the opportunity to amend a variable rate bond to a fixed rate bond, which will reduce the interest rate. The transaction period will fall between 2012 and 2019 and is based on current interest rates. This transaction should save the City approximately \$200,000.

Council President Spencer asked Mr. Vind to explain the risks with this transaction. Mr. Vind replied that the only risk is the unpredictability of interest rates.

Councilor Waltman stated that Financial S&Lutions has provided guidance on this transaction, which the City must trust.

Resolution No. 17-2009 was adopted by the following vote:

**Yea: Goodman-Hinnershitz, Marmarou, Sterner, Waltman, Spencer President – 5.
Nay: None – 0.**

COUNCIL COMMENT

Councilor Sterner thanked all citizens who provided comment this evening. He also thanked DID for improving the perception of the downtown.

Councilor Goodman-Hinnershitz congratulated the NAACP on their 100th anniversary. She also thanked Mr. Schlegel for his comments on the removal of the Bushong Mill Dam.

Councilor Goodman-Hinnershitz announced that she will be holding a town meeting on the Cotton Street Water Main project in mid March.

Council President Spencer explained that in 2005-06 the City submitted a Notice of Interest (NOI) to relocate the Police Academy to the Navy Marine Center. After evaluating the merits of their partnership with Alvernia, the Police Department's NOI to relocate the Police Academy was withdrawn.

City Clerk L. Kelleher explained that the LRA is an advisory authority that will draft a reuse plan for the Navy Marine Center. That plan will need to be approved by Council before it is submitted to the Department of Defense and HUD. She explained that the BRAC Guidelines suggest that the governing body along with representatives from the Planning Commission and Redevelopment Authority serve on the LRA. She stated that the representatives of the Planning Commission and Redevelopment Authority also reside in this neighborhood. There are also two additional Reading residents, who are affiliated with the Homeless Coalition, on the LRA.

Council President reviewed the upcoming meeting schedule.

Councilor Goodman-Hinnershitz moved, seconded by Councilor Marmarou, to adjourn the regular meeting of Council.

Linda Kelleher CMC
City Clerk

RESOLUTION NO. 15-2009

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

Authorizing the submission of the attached PaDEP Grantee Agreement for
Bushong Mill Dam, across the Tulpehocken Creek, upstream from the
confluence with the Schuylkill River

Adopted by Council on this ____ day of February, 2009

President of Council

Attest:

Linda A. Kelleher
City Clerk



AGENDA MEMO

FINANCE DEPARTMENT

TO: City Council
FROM: Heather Dunkle, Purchasing Coordinator
PREPARED BY: Heather Dunkle, Purchasing Coordinator
MEETING DATE: February 9, 2009
AGENDA MEMO DATE: February 5, 2009
RECOMMENDED ACTION: Awarding of Contract for a Stormwater Utility Analysis for the Department of Public Works.

RECOMMENDATION

The recommendation is to award the contract to Hazen and Sawyer, 801 Market Street., Suite 1001, Philadelphia, PA 19107, at a total contract price of \$199,800.

BACKGROUND

Proposals for the stormwater utility analysis were received on September 2, 2008. The proposals were reviewed by a selection committee which ranked each firm on a series of criteria; interviews were then conducted. Though Hazen and Sawyer was not the low proposer, their evaluation was more superior to the other firms.

Schedule of proposals is attached.

BUDGETARY IMPACT

The Department of Public Works and Accounting have confirmed there are sufficient funds in the budget account code 54-07-43-4222 to cover the contract.

PREVIOUS ACTION

None.

SUBSEQUENT ACTION

Formal action by Council is needed to award the contract at the February 9, 2009 meeting.

RECOMMENDED BY

The Mayor, Managing Director, Acting Director of Finance, Director of Public Works, and Purchasing Coordinator.

RECOMMENDED MOTION

Approve/Deny the recommendation for the purchase of a stormwater utility analysis in order that the contract may be awarded to Hazen and Sawyer.

September 2, 2008

To the Mayor
City Hall
Reading, PA

RFP FOR STORM WATER UTILITY ANALYSIS FOR THE DEPARTMENT OF PUBLIC WORKS, CITY OF READING, PENNSYLVANIA

Proposals were received from the following firms:

AMEC Earth & Environmental One Plymouth Meeting, Suite 850 Plymouth Meeting, PA 19462	\$203,150
ARRO Consulting 50 Berkshire Court Wyomissing, PA 19610	\$68,500
Barry Isett & Associates 85 South Route 100 & Kressler Lane Trexlerstown, PA 18087	\$98,500
CMX 412 Creamery Way, Suite 100 Exton, PA 19341	\$193,373
C.S. Davidson 315 West James Street, Suite 102 Lancaster, PA 17603	\$162,900
Gannett Fleming 1010 Adams Avenue Audubon, PA 19403	\$75,000
Hazen and Sawyer 801 Market Street, Suite 1001	\$199,800

Philadelphia, PA 19107

Johnson, Mirmiran & Thompson, Inc.
220 St. Charles Way, Suite 200
York, PA 17402

\$235,000

HEATHER L. DUNKLE
Purchasing Coordinator



AGENDA MEMO

FINANCE DEPARTMENT

TO: City Council
FROM: Heather Dunkle, Purchasing Coordinator
PREPARED BY: Heather Dunkle, Purchasing Coordinator
MEETING DATE: February 23, 2009
AGENDA MEMO DATE: February 17, 2009
RECOMMENDED ACTION: Awarding of Contract for civil engineering services for the new laboratory, administration and systems building for the Wastewater Treatment Plant for the Department of Public Works.

RECOMMENDATION

The recommendation is to award the contract to Herbert, Rowland, and Grubic, Inc., at a total contract price of \$308,000.

BACKGROUND

Proposals for the civil engineering services were received on November 21, 2008. The proposals were reviewed by a selection committee which ranked each firm on a series of criteria; interviews were then conducted. Though HRG, Inc. was not the low proposer, their evaluation was more superior to the other firms.

Schedule of proposals is attached.

BUDGETARY IMPACT

The Department of Public Works and Accounting have confirmed there are sufficient funds in the budget account code 54-07-44-4830, project number 54-07-44-100 to cover the contract.

PREVIOUS ACTION

None.

SUBSEQUENT ACTION

Formal action by Council is needed to award the contract at the February 23, 2009 meeting.

RECOMMENDED BY

The Mayor, Managing Director, Acting Director of Finance, Director of Public Works, and Purchasing Coordinator.

RECOMMENDED MOTION

Approve/Deny the recommendation for the purchase of civil engineering services for the new laboratory, administration, and systems building at the Wastewater Treatment Plant in order that the contract may be awarded to Herbert, Rowland, and Grubic, Inc.

November 21, 2008

To the Mayor
City Hall
Reading, PA

**RFP FOR A NEW LABORATORY, ADMINISTRATION, AND SYSTEMS BUILDING
CIVIL ENGINEERING SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS,
CITY OF READING, PENNSYLVANIA**

Proposals were received from the following firms:

All County & Associates, Inc.
P.O. Box 242
Oley, PA 19547

Barry Isett & Associates	\$295,500.00
85 South Route 100 & Kressler Lane	
Trexlerstown, PA 18087	

Brinjac Engineering
7248 Tilghman Street, Suite 130
Allentown, PA 18106

Bursich Associates, Inc.
2129 East High Street
Pottstown, PA 19464

Century Engineering, Inc.
200 Airport Road
New Cumberland, PA 17070

CMX 412 Creamery Way, Suite 100 Exton, PA 19341	\$207,298.00
Cowan Associates, Inc. 120 Penn-Am Drive P.O. Box 949 Quakertown, PA 18951	
C.S. Davidson 315 West James Street, Suite 102 Lancaster, PA 17603	\$194,085.00
Czop/Specter, Inc. 1741 Valley Forge Road P.O. Box 669 Worcester, PA 19490	
Entech Engineering, Inc. 4 South Fourth Street P.O. Box 32 Reading, PA 19603	\$298,100.00
Herbert, Rowland & Grubic, Inc. 1846 Charter Lane Lancaster, PA 17601	\$308,000.00
Ludgate Engineering Corporation 10 Vanguard Drive, Suite 90 Reading, PA 19606	
McCarthy Engineering 1121 Snyder Road West Lawn, PA 19609	
Spotts / Stevens / McCoy 1047 North Park Road P.O. Box 6307 Reading, PA 19610	
Stackhouse Bensinger, Inc. 330 Revere Boulevard Sinking Spring, PA 19608	
Systems Design Engineering, Inc.	\$364,865.00

1032 James Drive
Leesport, PA 19533

Urban Engineers
530 Walnut Street 14th Floor
Philadelphia, PA 19106

\$397,521.00

Van Cleef Engineering Associates
4 Wellington Boulevard
Wyomissing, PA 19610

HEATHER L. DUNKLE
Purchasing Coordinator



AGENDA MEMO

FINANCE DEPARTMENT

TO: City Council
FROM: Heather Dunkle, Purchasing Coordinator
PREPARED BY: Heather Dunkle, Purchasing Coordinator
MEETING DATE: February 23, 2009
AGENDA MEMO DATE: February 17, 2009
RECOMMENDED ACTION: Awarding of Contract for architectural services for the new laboratory, administration and systems building for the Wastewater Treatment Plant for the Department of Public Works.

RECOMMENDATION

The recommendation is to award the contract to Seiler + Drury, 420 DeKalb Street, Norristown, PA 19401, at a total contract price of \$256,460.

BACKGROUND

Proposals for the architectural services were received on November 21, 2008. The proposals were reviewed by a selection committee which ranked each firm on a series of criteria; interviews were then conducted. Seiler + Drury was the low proposer and their evaluation was more superior to the other firms.

Schedule of proposals is attached.

BUDGETARY IMPACT

The Department of Public Works and Accounting have confirmed there are sufficient funds in the budget account code 54-07-44-4830, project number 54-07-44-100 to cover the contract.

PREVIOUS ACTION

None.

SUBSEQUENT ACTION

Formal action by Council is needed to award the contract at the February 23, 2009 meeting.

RECOMMENDED BY

The Mayor, Managing Director, Acting Director of Finance, Director of Public Works, and Purchasing Coordinator.

RECOMMENDED MOTION

Approve/Deny the recommendation for the purchase of architectural services for the new laboratory, administration, and systems building at the Wastewater Treatment Plant in order that the contract may be awarded to Seiler + Drury.

November 21, 2008

To the Mayor
City Hall
Reading, PA

**RFP FOR A NEW LABORATORY, ADMINISTRATION, AND SYSTEMS BUILDING
ARCHITECTURAL SERVICES FOR THE DEPARTMENT OF PUBLIC WORKS, CITY
OF READING, PENNSYLVANIA**

Proposals were received from the following firms:

Althouse, Martin & Associates
3008 Columbia Avenue
Lancaster, PA 17603

Architectural Concepts
48 North Christian Street
Lancaster, PA 17602

Architecture Furst
1 East Broad Street
Suite 320
Bethlehem, PA 18018

Arcus Design Group
418 Eagleview Boulevard
Exton, PA 19341

Entech Architectural Services, Inc.
4 South Fourth Street
P.O. Box 32

Reading, PA 19603

Fedetz & Martin Associates
117 Kenhorst Boulevard
Reading, PA 19607

George J. Donovan AIA & Associates, Architects \$316,695.00
518 Main Street
Bethlehem, PA 18018

Kautter & Kelley
5 Belmont Avenue
Wyomissing, PA 19610

LSC Design
1110 East Princess Street
York, PA 17403

MKSD Architects \$429,100.00
1209 Hausman Road, Suite A
Allentown, PA 18104

Olsen Design Group \$290,450.00
2345 Bernville Road
Reading, PA 19605

Roth Marz Partnership
2015 Hamilton Street, Suite 102
Allentown, PA 18104

Seiler + Drury Architecture \$256,460.00
420 DeKalb Street
Norristown, PA 19401

W2A Design Group \$295,000.00
609 Hamilton Street, Suite 200
Allentown, PA 18101

HEATHER L. DUNKLE
Purchasing Coordinator



AGENDA MEMO MANAGING DIRECTOR

TO: President Spencer and City Council

FROM: Ryan Hottenstein, Managing Director

MEETING DATE: January 26, 2009

AGENDA MEMO DATE: January 22, 2009

RECOMMENDED ACTION:

To approve an Ordinance presented by the Administration relating to the annual salary for William Heim, Police Chief, for the City of Reading.

RECOMMENDATION:

It is the recommendation of this Administration to increase the salary for the Police Chief to \$108,957.13, a four (4%) percent increase, effective January 23, 2009, the anniversary date of William Heim's appointment as the Police Chief for the City of Reading.

BACKGROUND:

Chief Heim is completing his third year consecutive with the city, in addition to his three years of prior service. He continues to meet or exceed expectations and merits this increase. The increase is linked to amount agreed to and approved with the Fraternal Order of Police, and is the amount stipulated in the police chief's contract. Chief Heim has made an impact beyond originally conceived when hired by the City in early 2006. He shows extraordinary ability to focus, devise a plan, and stick to it. He has taken on additional duties during the past year, such as preparing the police department's budget and preparing for the property maintenance inspection function to be placed in the police department.

Chief Heim continues to implement the crime reduction strategies that are proving successful. The past two years have seen major crimes drop significantly, with homicides decreasing almost 50% from the first part of this decade. Chief Heim has met the goal of involving more officers and supervisors in the crime plan, and the accountability and responsibility for results is being spread throughout the department.

BUDGETARY IMPACT:

The 4% increase amounts to \$4,190.65. Funds are available in the City's General Fund in the Police Department budget.

PREVIOUS ACTION:

Not applicable.

SUBSEQUENT ACTION:

Not applicable.

RECOMMENDED BY:

The Mayor and Managing Director

RECOMMENDED MOTION:

To increase the present salary of the Police Chief to \$108,957.13.

BILL NO. _____

AN ORDINANCE

AN ORDINANCE INCREASING THE SALARY OF THE POLICE CHIEF, WILLIAM M. HEIM, IN ACCORDANCE WITH SECTION 706. OF THE CITY OF READING HOME RULE CHARTER AND BILL NO. 22-2002 WHICH ESTABLISHED A PROCEDURE FOR CITY COUNCIL TO PROVIDE ANNUAL INCREASES TO THE CITY'S DEPARTMENT DIRECTORS.

WHEREAS, William M. Heim, was confirmed, by City Council, as the City's Police Chief on January 23, 2006; and

WHEREAS, City Council passed Bill No. 22-2002, on June 24, 2002, which states that a Department Director shall receive an annual salary adjustment based upon a performance evaluation; and

WHEREAS, William M. Heim, received a performance evaluation which is satisfactory, meeting motivational standards, he is entitled to a salary increase to \$108,957.13 (4% merit) effective January 23, 2009 based upon his employment contract.

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS

SECTION 1. COMPENSATION.

The salary of the Police Chief, William M. Heim, shall be increased to \$108,957.13 per annum effective January 23, 2009.

SECTION 2. REPEALER.

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

SECTION 3. EFFECTIVE DATE.

This ordinance shall become effective 10 days after its adoption in accordance with Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2009

Attest:

President of Council

City Clerk

BILL NO. _____-2008

AN ORDINANCE

AN ORDINANCE OF THE CITY OF READING TO ADOPT AN AMENDMENT TO THE ZONING ORDINANCE UNDER THE AUTHORITY OF THE PENNSYLVANIA MUNICIPALITIES PLANNING CODE, AS AMENDED, THE CITY COUNCIL OF THE CITY OF READING, BERKS COUNTY, PENNSYLVANIA HEREBY ADOPTS THE FOLLOWING AMENDMENT TO THE ZONING ORDINANCE OF THE CITY OF READING TO CREATE A NEW RR RIVERFRONT REDEVELOPMENT OVERLAY ZONING DISTRICT AND TO APPLY THE NEW DISTRICT TO LANDS FROM THE CENTERLINE OF THE SCHUYLKILL RIVER TO AREAS TO THE EAST AND NORTHEAST OF THE RIVER, INCLUDING AREAS GENERALLY SOUTH AND SOUTHWEST OF FRANKLIN ST, ALONG BOTH SIDES OF S. 2ND ST. AND RIVERFRONT DR., AND ALONG BOTH SIDES OF CANAL STREET INCLUDING AREAS SOUTH OF LAUREL ST., SOUTH OF WILLOW ST., WEST OF S. 7TH ST. AND NORTH OF SOUTH ST. AND AS SHOWN IN MORE DETAIL ON THE ATTACHED RR ZONING OVERLAY DISTRICT MAP

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. The Zoning Ordinance of the City of Reading is amended per attached Exhibit "A" to create a new RR Riverfront Redevelopment Overlay Zoning District and to apply the new district to lands from the centerline of the Schuylkill River to areas to the East and Northeast of the River, including areas generally South and Southwest of Franklin St, along both sides of S. 2nd St. and Riverfront Dr., and along both sides of Canal Street including areas South of Laurel St., South of Willow St., West of S. 7th St. and North of South St. and as shown in more detail on the attached RR Zoning Overlay District Map attached hereto as Exhibit "B."

SECTION 2. SEVERABILITY. It is hereby declared to be the legislative intent that if a court of competent jurisdiction declares any provisions of this Amendment to be invalid or ineffective in whole or in part, the effect of such decision shall be limited to those provisions which are expressly stated in the decision to be invalid or ineffective, and all other provisions of this Amendment shall continue to be separately and fully effective. The City Council hereby declares that it would have passed this Amendment and each section or part thereof, other than any part declared invalid, if it had advance knowledge that any part would be declared invalid.

SECTION 3. REPEALER. Any specific provisions of the City of Reading Zoning Ordinance, Subdivision and Land Development Ordinance or any other City ordinance or resolution that is in direct conflict within this Zoning Amendment are hereby repealed as they affect the RR Overlay District.

SECTION 4. All other provisions of the City of Reading Zoning Ordinance, Section 27-101 et seq. of the City of Reading Codified Ordinances shall remain unchanged and in full force and effect.

SECTION 5. Effectiveness of Ordinance. This Ordinance will become effective in accordance with Charter Section 219.

Enacted _____, 2008

President of Council

Attest:

City Clerk
(LAW DEPT.)

Submitted to Mayor: _____

Date: _____

Received by the Mayor's Office: _____

Date: _____

Approved by Mayor: _____

Date: _____

Vetoed by Mayor: _____

Date: _____

EXHIBIT A

The City of Reading Zoning Ordinance, Section 27-101 et seq. of the City of Reading Codified Ordinances is hereby amended and added to as follows:

Part 1. The following new definition is added to Section 27-2202:

“Tract, Total Area of the” the total lot area of a single lot(s) in common ownership or common equitable ownership at the time of submittal for subdivision, land development or planned residential development approval. The Total Area of the Tract shall not include areas within the existing rights-of-way of existing streets, but may include portions of the lot proposed for new streets or proposed for new common open space or recreation land.”

Part 2. The following is added to Section 27-701:

“H. RR Riverfront Redevelopment Overlay District”

In Section 27-502, add the following: “A. However, the RR Overlay District shall function in relation to the underlying zoning district, as provided in Section 27-815.”

Part 3. The following is added as Section 27-702.H., regarding purposes:

“H. RR Riverfront Redevelopment Overlay District - This district recognizes an area of Reading that is uniquely situated compared to other areas of the City. This district allows optional types of future development and adaptive reuses consistent with such uniqueness. This area is also unique in terms of its size because it potentially includes over 20 acres of redevelopment land. This RR Overlay District is intended to:

1. Promote redevelopment that enhances the Schuylkill Riverfront, in recognition of its value to the City, while making better use of underutilized lands.
2. Promote appropriate mixtures of compatible uses that provide for a variety of employment opportunities and housing types, including mixtures of business and residential uses in the same building.
3. Improve the public's access to the river and maximize the visibility of the riverfront.
4. Allow persons to live, shop and work on the same tract of land, in order to reduce total vehicle traffic in the City and reducing commuting distances, while promoting use of public transit.
5. Carry out the purposes of the Traditional Neighborhood Development (TND) and the purposes of the Planned Residential Development (PRD) provisions

of the State Municipalities Planning Code, which are hereby included by reference.

6. Encourage new development to occur in a compact neighborhood-oriented manner that will be consistent with traditional patterns and scale of development, and that creates a sense of place.
7. Promote housing that serves various types of households.
8. Allow modification of certain requirements through the PRD process by the Planning Commission.
9. Promote a pedestrian-orientation through the development that includes a mix of commercial and residential uses.”

Part 4. The following is added as a new Section 27-815:

“27-815. RR Riverfront Redevelopment Overlay District.

- A. Boundary. The RR District is hereby established, which shall include the geographic area shown in Exhibit A, which is attached and incorporated herein by reference. The Official Zoning Map shall be considered to have been amended to show the boundaries of the new RR Overlay District.
- B. Applicability and Phasing.
 1. The RR Overlay District is an optional zoning district that overlays the underlying zoning district. An applicant shall have the option of developing property under the RR District or under the underlying district. Once a final Planned Residential Development (PRD) plan is approved under the RR District, such land shall be developed under the RR District provisions and not the underlying zoning district, unless the Planning Commission approves a zoning application to abandon the PRD approval, after the applicant has provided notice in writing to the Zoning Officer and the Planning Office.
 - a. Until such time as development is underway within a phase of development that was granted Final PRD approval, uses shall be allowed under the regulations of the underlying zoning district. Once a Final PRD Plan has been approved for a phase, then within the land area of that phase, only uses that are allowed in the RR Overlay District shall be allowed, provided that other lawful pre-existing uses may be continued as non-conforming uses.
 2. Development in the RR Overlay District shall first require tentative and then final approval as a Planned Residential Development (PRD). The PRD approval process replaces the conventional subdivision and land development approval process. Once a PRD has been granted final approval by the City Planning Commission, then individual uses allowed

in the RR Overlay District shall be permitted by right, provided they are consistent with the approved PRD Plan. If uses or development are proposed that are inconsistent with the approved PRD Plan, then the proposed PRD Plan revisions shall first be approved by the Planning Commission.

3. The provisions of this RR Overlay District shall only be available to be utilized if the "total area of the tract" is greater than 10 acres in common ownership or common equitable ownership at the time of tentative PRD plan submission. For the purposes of the RR Overlay District, a tract may include lots that are separated from each other by a street, a railroad, a park, or an alley.
 - a. Once a Final PRD Plan has been approved, then individual buildings may be undertaken by various entities, provided there is overall compliance with the Final PRD approval and provided there is compliance with the City-approved phasing plan and a development agreement that have been approved by the City.
 - b. *See additional phasing provisions in Section 27-815.F. below.*
- C. Use Regulations. Within the RR Overlay District, land and/or structures may be used for any of the following permitted by right uses listed below and be combined together in one or more buildings, provided final PRD approval has been previously granted.
 1. Single family detached dwellings
 2. One family semi-detached dwellings or Duplex dwelling.
 3. Apartment/Multi-Family Dwellings, which may include Mid-Rise or High-Rise apartments, provided the height requirement is met.
 4. One family attached dwellings (townhouses)
 5. Adaptive reuse of a building to convert building space into dwelling units and/or to increase the number of dwelling units, provided the density requirements of this Section are met .
 6. Amusement Arcade
 7. Bed and Breakfast Inn
 8. Surface, underground or structured parking areas as an accessory or principal use, provided that the area of surface parking lots shall not comprise more than 50 percent of the total area of all lots within the tract, and provided that underground parking shall not be allowed within the 100 year floodplain
 9. Business Services, which may include but is not limited to photocopying and custom printing

10. Catering, Preparation of Food for
11. Commercial Communications Tower/Antenna, that are attached to a building and that extend less than 25 feet above a principal building
12. Custom Crafts, manufacture and sale of (such as jewelry and handicrafts), or Artisan's Studio, or Retail craft shops such as, but not limited to, artisan shops, glass blower shops, ceramic tile maker shops.
13. Exercise Club, or Fitness facility
14. Financial Institution (which includes a bank but which does not include a check cashing establishment or pawn shop, each of which shall be considered a retail store)
15. Hotel or Motel, which may include a restaurant and conference center
16. Massage Therapy by a trained person certified by a recognized professional organization, not including an Adult Business
17. Newspaper Publishing and Printing
18. Offices of business, institution, profession, medical, or similar entity (see also Home Occupation)
19. Personal Services (such as barber shops, beauty shops, laundry and dry cleaning pick-up and delivery, and closely similar uses)
20. Recreation, Commercial, Indoor or Outdoor, other than an outdoor motor vehicle race track.
21. Restaurant, which may include entertainment, provided that drive-through service shall be prohibited.
22. Municipal buildings and uses and other governmental facilities, but not including prisons, other correctional facilities and solid waste facilities
23. Retail store(s), which may include but is not limited to a supermarket or a farmers market, but not including an Adult Business
24. Tavern or Nightclub, which may include a Brew Pub that manufactures alcoholic beverages for on-site and off-site sale
25. Theater (not including an "Adult Business"), Performing Arts Facilities, Civic and/or Cultural Facility, Arena, Museum, Canal, Amusement Park, Water Park, Aquarium, Sports Stadium, Gymnasium or Auditorium
26. Trade School or Similar Educational Institution
27. Veterinarian, other than Kennel
28. Research and Development, Engineering or Testing Facility or Laboratory
29. Adult day Care Center
30. Day care facilities, which may also include Nursery School, Pre-School or "Head Start" program center
31. College or University, which may include dormitories for full-time students and staff.
32. Museum or Visitor's Center, and which include accessory retail sales
33. Nursing Home or Personal Care/Assisted Living Home or Congregate Care Housing Retirement Community
34. Community Center or Resident/Employee Recreation Center, Non-Profit
35. Social club meeting facilities
36. Public Park, Playground or other publicly-owned or publicly-operated

- recreation facilities or non-commercial outdoor recreation areas
- 37. Boat Dock, Wharf or Marina
- 38. Swimming Pools, public or private
- 39. Bus stops, bus passenger shelters and taxi waiting areas
- 40. Indoor vending and amusement machines, not including gambling machines
- 41. Public Utilities meeting Section 27-1203, including but not limited to electric substations and sanitary sewage facilities, but not including vehicle garages, warehouses, storage yards or freestanding commercial communications towers
- 42. Accessory use and/or structure on the same lot and customarily incidental to a lawful principal use
- 43. Community special event facilities, which may include tents, awnings and displays
- 44. Family Child Care Home
- 45. Group Child Care Home or Child Day Care as a principal use
- 46. Home crafts under the provisions of Section 27-1007
- 47. Home computer/internet occupations under Section 27-1006, or Home Professional Occupations under Section 27-1202 or Home Occupation, or No Impact Home Based Businesses as defined by the Pennsylvania Municipalities Planning Code. If a dwelling unit is designated on the Final PRD Plan as being a "Live Work Unit", then the requirement that the home occupation area is limited to 25 percent of the dwelling unit floor area may be increased to 50 percent.
- 48. Sales or rental office, which may include model units, provided that any temporary modular sales/rental building shall be limited to use during the first year of construction
- 49. Warehousing as an accessory use to the permitted principal use of the lot, provided the warehousing does not occupy more than 25 percent of the floor area of the building
- 50. Places of Worship
- 51. *Private or Public Primary or Secondary School*

D. Site Layout and Dimensional Regulations.

1. The following Area, Yard and Building Regulations shall apply for all uses approved within a PRD, whichever is most restrictive.

a.	Maximum Residential Density	75 Dwelling Units/Acre *
b.	Minimum Lot Area	10,000 square feet, provided that 1,600 square feet for townhouses and for commercial uses fronting upon a pedestrian-oriented commercial street
c.	Minimum Lot Width	50 feet, provided that 20 Feet

- shall be allowed for townhouses and commercial uses fronting upon a pedestrian-oriented commercial street**
- d. Minimum Building Setback for 15 Feet, except a minimum of 30 feet
a new building from an abutting lot line at the perimeter of the tract from a residential district boundary for a building of greater than 40 feet in height.
- e. Minimum Front Yard Setback 0 Feet
- f. Minimum Rear Yard Setback 0 Feet
- g. Minimum Side Yard Setback 0 Feet
- h. Maximum Building Coverage 80%***
- i. Maximum Building Height 140 Feet, except 200 feet for portions of buildings that are more than 200 feet from a principally residential lot that is outside of the PRD.
- j. Buffer Yard Required No, except an 8 feet wide buffer yard
shall be required if a pre-existing principal dwelling in a residential district is adjacent or across a street or alley from a new principal business use and such dwelling is not within the RR Overlay District
- k. Site Plan Review by City Yes
Planning Commission
- l. River Front Building Setback Minimum of 50 feet from the top of the bank of the Schuylkill River or a structural wall or improved water's edge along the Schuylkill River, based upon conditions that will exist after the development is completed, based upon the approved Final PRD Plan. Pedestrian access may be placed within this setback.
- m. Each single family detached, single family semi-detached or single family attached dwelling shall have a private outdoor area including a minimum area of 300 square feet for the exclusive use of that dwelling unit. Such outdoor area may be a rear or side yard, a porch, a balcony, a deck, an

improved rooftop recreation area with railings, or a similar feature.

- * The Maximum Residential Density shall be based upon the total area of the tract, before the deletion of rights-of-way of proposed streets and before the deletion of open space. Dwelling units may be located within the same building as allowed non-residential uses, provided such mixture of uses is consistent with the Tentative PRD Plan.
 - ** Individual uses or buildings may be owned in a condominium arrangement, without each condominium unit needing to meet the minimum dimensional requirements (such as lot width and yards), provided that the applicant shows that the development would have been able to meet the dimensional requirements if individual lot lines had been established.
 - *** The Maximum building coverage shall be based upon the ground level footprint of all buildings on the tract divided by the total area of the tract. Individual lots may have a higher building coverage, provided that the maximum is not exceeded for the tract. Underground parking that is covered by vegetation or a pedestrian plaza shall not count as building area for the purposes of this Section. The City may require that certain lots include a deed restriction limiting their maximum coverage to ensure that the maximum overall coverage requirement is met across the tract over time. For each 1,000 square feet of building floor area that achieves Certification or a higher level under the Leadership in Energy and Environmental Design (LEED) Green Building Rating System, an additional 300 square feet of building coverage shall be allowed above the maximum.
2. Fire Access. The applicant shall prove to the satisfaction of the Planning Commission, after a review by the City Fire Department, that all buildings will be adequately accessible by fire apparatus. The applicant should use a computer program to show that adequate access will be available for the largest vehicles used by the Fire Department, including provisions for turn-arounds. The City may require that buildings be sufficiently separated to allow firefighting access. Where streets or parking areas do not provide adequate access to various sides of a building, the City may require that a pedestrian pathway be constructed with sufficient paving depth and width so that the pathway will be suitable for use by fire trucks. Where there is no need for a pathway, the City may require other provisions for fire truck access, such as a stabilized surface under grass.
 3. Minimum Business Uses. A minimum of 5 percent of the total floor area of all enclosed buildings after completion of the development of the tract

shall be occupied by business uses. Areas used for vehicle parking shall not be considered in this calculation.

4. Open Land. A minimum of 10 percent of the total lot area of the tract shall be set aside in open land that is available for active and passive outdoor recreational use by the residents and employees of the tract, or by the general public. Such open land shall be maintained in existing trees or may be planted with new trees and shrubs or improved for outdoor recreational facilities. Such open land shall be regulated by a Conservation Easement or Deed Restriction established by the applicant and enforceable by the City of Reading, which prohibits the construction of buildings and the further subdivision of the required open land.
 - a. Outdoor recreational facilities shall be landscaped and may include *pathways, pedestrian outdoor courtyards* and structures typically included in active and passive recreational areas. Areas *within a street right-of-way and areas* used for buildings or vehicle parking shall not count towards the open land requirement, except rooftop active recreation facilities that are available to all residents of the building and/or tract *may count towards up to 50 percent of the required open land areas. Required open land areas may be designed to be under a roof during inclement weather or under a awning or similar feature.*
 - b. Unless dedicated to and accepted by the City of Reading as part of a final PRD plan, such open land shall be owned and maintained by a legally binding association of property owners on the Tract. The form of the property owners legal documents shall be subject to review by the City Department of Law. If there is mutual written agreement between the applicant and the City, part or all of the open land may be maintained as a public park.
 - c. The open land shall be focused on taking advantage of the riverfront by providing for substantial public access along the banks of the river. Some of the open land may also serve the purpose of buffering residences from high traffic roads.
 - d. The Planning Commission may approve a portion of the open land requirement being met by the applicant making recreation improvements to existing adjacent City-owned parkland, provided the extent of the improvements are specified and provided that the City Council approves a list of such improvements. The City Council may approve a lease of parkland for the purposes of allowing an applicant to make improvements to City parkland.
5. Riverfront Access. The RR Overlay District offers great flexibility to the developer as an optional form of development. In return for such flexibility, a developer shall only be eligible to use this RR Overlay District if the developer commits to providing public access to and along

all portions of the Schuylkill Riverfront that are under the control of the applicant. The tract shall be designed to provide continuous public pedestrian and bicycle access from sunrise to sundown, at a minimum, from public streets to the riverfront, and then along the length of the riverfront along the entire tract. Such public access shall be provided upon completion of each phase for land in that phase adjacent to the riverfront. Complete public access along the entire riverfront shall be provided upon completion of the development, including provisions for future extension of public pathways from the edges of the tract. The Planning Commission may approve alternative access through the tract if public access at a particular part of the riverfront is not feasible.

- a. Such public access shall include a pedestrian pathway with a minimum hard-surfaced width of 10 feet and a public pedestrian access easement with a minimum width of 14 feet. Such pathway may also be open to maintenance vehicles and bicycles. Such pathway may be gated and may be closed to the public between *10 p.m. and sunrise on land that is privately controlled. Access to land that is controlled by a public agency shall be governed by that public agency.* Such riverfront pathway shall be illuminated and landscaped and shall connect with any existing or planned public trail adjacent to the tract.
 - b. The applicant shall describe how parking will be made available for members of the public who wish to use the riverfront recreation trail and any recreation facilities open to the public. This may include on-street parking with time limits, but does not necessarily need to involve free parking provided by the applicant.
 - c. Pedestrian public access points to the riverfront trail shall be available a maximum of 1,000 feet apart from each other, with each access point connecting to a street open to the public. Sufficient access shall also be available to the riverfront trail for maintenance vehicles. Except for police, motorized wheelchair and maintenance access, no motorized vehicles shall be allowed along the riverfront trail.
6. Surface Parking Location. If a new principal building is constructed that will be occupied primarily by retail uses, no new vehicle surface parking spaces shall be located in the area between the front wall of such building and the curblineline of the nearest public street. If such lot is adjacent to two or more streets, this restriction shall only apply to one street. This provision shall not restrict parking that is located to the side or rear of such building.
- E. Site and Building Layouts. The following provisions shall be applied to the

tract to the satisfaction of the Planning Commission:

1. The tract shall include at least one pedestrian-oriented commercial street, with pedestrian entrances and pedestrian amenities along that street and with no off-street surface outdoor parking spaces located between such pedestrian-oriented street and the front of abutting principal buildings, except for loading/unloading spaces. Commercial establishments shall be placed along at least a portion of the street level building space along such pedestrian-oriented commercial street.
 2. Along this pedestrian-oriented commercial street, a minimum of 50 percent of the front wall of each principal building shall not have a setback of greater than 40 feet from the curbline. The Planning Commission may approve a wider setback where appropriate to provide room for pedestrian amenities or an outdoor café.
 3. The Final PRD Plan shall specify locations for garbage collection, business truck unloading areas and similar building services. Such locations shall be subject to approval by the Planning Commission to minimize conflicts with the pedestrian-oriented commercial street and dwellings.
 4. The PRD shall have at least *one central focal point for each 2,000 feet of length of the development. Examples of such a focal point include a landscaped central green space and/or a pedestrian-friendly street that includes commercial uses.*
 5. Feasibility of Addressing Site Issues. As part of a Tentative PRD application, the applicant shall provide written material describing methods that will be used to provide compatibility with any adjacent sanitary sewage facilities and to address safety with any underlying natural gas infrastructure.
- F. Approval Process and Phasing. Development under the RR Overlay District shall require approval by the Planning Commission as a Planned Residential Development (PRD). The requirements and procedures for a PRD of the Pennsylvania Municipalities Planning Code are hereby included by reference.
1. A Tentative Plan submittal shall be made that includes the entire tract. *The Tentative Plan submittal shall state the following for the entire development and for each tentative phase: proposed number of dwelling units, the floor area of non-residential uses, the amount and locations of open land, the proposed locations and heights of buildings, the proposed locations of off-street parking areas, the locations of loading areas, and sufficient other information to show the feasibility of the proposed development. A map shall show the tentative phasing plan.*

- a. The Tentative Plan submittal shall meet all of the requirements that would apply to a Preliminary Plan under the City Land Development and Subdivision Ordinance, *except that Tentative Plans do not need to be drawn at a scale larger than one inch equals 100 feet*, and except that the following submission requirements shall be deferred from the Tentative Plan to the Final Plan stage. Such deferral shall only occur if the applicant: a) shows the general feasibility of such features and b) commits to not construct improvements that will be dedicated to the City prior to receiving Final PRD Plan approval for the area that includes such improvements. *Such deferral may include the following:*
 - (1) Stormwater calculations
 - (2) Detailed grading and erosion and sedimentation control plans
 - (3) Proposed monuments
 - (4) Exact locations and species of plantings for landscaping plans
 - (5) Utility and street profiles
 - (6) Designs of culverts, man-holes, catch-basins and similar construction details
 - (7) Locations of proposed electric, telephone and cable television lines and water and sewage laterals
2. After review by the City Planning Office, City Engineer and Law Department, or their designees, and after the Tentative Plan has been offered for review by the County Planning Commission, the Tentative Plan shall be approved, approved with conditions or denied by the Planning Commission within the maximum time limits provided by the Pennsylvania Municipalities Planning Code, unless the applicant provides a written time extension.
 - a. The Tentative Plan may include a range of allowed uses in various areas, as opposed to identifying each specific use. The Tentative Plan shall show the preliminary layout of proposed streets, alleys, cartway widths, lots, public trails, recreation areas, major pedestrian and bicycle pathways, heights and uses of buildings, parking areas, major detention basins and proposed types of housing and non-residential uses.
 - b. The Tentative Plan is intended to show the inter-relationships and compatibility of various elements of the PRD. The Tentative Plan shall be to scale and be designed to show how the PRD will comply with the Zoning Ordinance.
3. After a Tentative Plan has been approved, a Final Plan shall be submitted, with any phasing occurring in logical self-sufficient phases. The Final Plan shall meet all of the same requirements that would apply to a Final Plan under the City Subdivision and Land Development

regulations. The Final Plan shall need approval by the Planning Commission.

- a. No sale of lots or construction of buildings (other than one temporary modular sales/rental building) shall occur until after all of the following requirements are met: (1) an approved Final PRD Plan for that phase has been approved by the Planning Commission and has been recorded, (2) the applicant has proven they have met any conditions upon approval, and (3) acceptable financial guarantees for improvements have been established.
4. *A Final Plan submittal shall be accompanied by an updated plan of the entire PRD at a Tentative Plan level of detail, which shall show portions previously approved, portions that have been built, the locations affected by the current Final Plan submittal, and the remaining phases of development. This overall plan shall also show compliance with density and open space land requirements.*
5. Phasing. As each phase of development is approved, the applicant shall provide evidence that the requirements of this RR Overlay District will be met at the conclusion of that phase, even if later phases of development would not be completed. This shall include, but not be limited to, providing evidence of compliance with the density, bulk, and open land requirements. The City Planning Commission may permit variations in specific requirements of these provisions for an individual phase, provided there will be compliance after the completion of the next phase. Each phase of development shall be developed in full coordination with prior and future phases, to ensure that proper traffic circulation and utility services will be provided, and to ensure general compliance with the Tentative Plan. For each phase, the applicant shall prove that the PRD will be able to properly function and will include suitable vehicle and pedestrian access and utilities even if later phases of the PRD are not built.
 - a. *A tentative phasing plan shall be submitted as part of the Tentative Plan and be updated as part of any Final Plan and should be updated at least once a year afterwards. The phasing plan shall show the geographic area of each phase and the anticipated order of the various phases and an approximate timeline for start and completion of construction. The applicant shall prove to the City Planning Commission that any changes to the phasing plan comply with this Ordinance.*
 - b. *After final plan approval, the developer shall be required to enter into a development agreement with the City to ensure the timely completion of required improvements, in coordination with the*

Phasing Plan.

- c. If new dwellings are proposed adjacent to an existing industrial use, then the Planning Commission shall have authority to require provisions for transitional buffering and setbacks between those dwellings and any adjacent industrially zoned land. Such buffering and setbacks are intended to make sure that there will be a compatible border between dwellings and industrial uses, in case later phases are not developed.
 - (1) The Planning Commission may require that financial guarantees be provided by the developer to fund buffer plantings if adjacent phases are not built.
 - (2) The Planning Commission may require that a building setback be provided for dwellings from the edge of a future phase.
 - (3) If such future adjacent phase is completed in conformance with the Tentative PRD Plan, then such buffer and setback requirement is eliminated.
- d. If a particular Final Plan is not generally consistent with the approved Tentative Plan, then the applicant shall submit a revised Tentative Plan for acceptance by the City Planning Commission. However, the approved Tentative Plan is not required to be revised for matters addressed in the Final Plan that do not affect zoning ordinance compliance, such as adjustments in street alignments or changes in building shapes to reflect more detailed design.

G. Additional Requirements for a PRD.

- 1. Other Requirements. A PRD shall meet all of the requirements of the Zoning Ordinance and Subdivision and Land Development Ordinance that are not specifically modified by this Section or by the provisions of the Pennsylvania Municipalities Planning Code that governs PRDs.
- 2. Architecture. To carry out the intent of Traditional Neighborhood Development, as part of the final PRD submittal, the applicant shall submit a set of preliminary architectural sketches and the substance of draft architectural covenants to the Zoning Officer, the Planning Office, the City Department of Law and the City Planning Commission for review and comment. The applicant shall also submit a Manual of Written and Graphic Design Guidelines. Such provisions shall be prepared with the involvement of a Registered Architect. The applicant shall establish a set of architectural covenants as a condition of final plan approval, prior to the recording of such plan.
 - a. No new principal building shall have a front facade that is primarily constructed using vinyl siding.

- b. New street lights within the PRD shall have a decorative design with a maximum total height of 22 feet using a design pre-approved by the City.
 - c. The applicant should describe any environmental friendly and energy efficient measures that are intended to be incorporated into the construction, such as use of rooftop gardens or green roofs.
- 3. Covenants. The City may also require covenants or conditions upon the plan to address setbacks, landscaping, pedestrian access, fire access, street improvements, utility improvements, access by the public to certain recreation areas, park improvements and other matters necessary to carry out the intent of this Overlay District.
- 4. Public Access. The Tentative Plan and Final Plan shall each describe the locations and extent of public access to the Schuylkill Riverfront.
- 5. Traffic Study and Improvements. As part of the Tentative Plan submittal, the applicant shall submit a Traffic Impact Study to the City. Such study shall assess current traffic conditions, the amount of traffic expected to be generated by the total development *during peak hours, the impacts of the development upon traffic in the surrounding area, any resulting reductions in levels of service below a level of "C" at intersections and highway ramps*, and measures that the applicant proposes to complete or fund to mitigate the impacts, *such as street improvements and/or assistance in funding transit services*. Such Traffic Impact Study shall be updated as needed as each phase is submitted. If diagonal parking is proposed along a street, the Traffic Impact Study shall assess the safety of such parking in that location.
 - a. The Traffic Impact Study shall analyze issues involving truck traffic, particularly to avoid conflicts between new dwellings and late night truck traffic, while also addressing peak hour congestion.
 - b. *The Traffic Impact Study shall be prepared under the direction of a professional with substantial experience in preparing traffic impact studies. The qualifications of such person shall be included in the report.*
- 6. *For lots within a Historic District that is regulated by the City of Reading Historic Districts Ordinance, the applicant shall also comply with such Ordinance.*
- H. PRD Modifications. As authorized by the TND and PRD provisions of the Pennsylvania Municipalities Planning Code, specific zoning and subdivision

and land development regulations that apply to a PRD application may be modified by the Planning Commission after receiving a written request from the applicant. Such modifications shall be allowed where the applicant proves that an alternative standard would meet the same public objective and would serve the purposes for a PRD and/or TND as provided in State law. Such modifications shall be limited to street standards, setback requirements, sidewalk and curb standards, improvement requirements, and technical engineering requirements. The Planning Commission shall consider recommendations of the City Engineer or designee before approving any modifications to street, improvement and rights-of-way requirements.

1. As another option, the applicant shall also have the additional option of submitting an application for a zoning variance to the Zoning Hearing Board, in the same manner as would apply to other sections of the zoning ordinance.
2. Such modification may include, but is not limited to, the following street rights-of-way and cartway widths:
 - a. A collector street with two-way traffic may be constructed with two travel lanes of 11 feet each, 8 feet wide parallel parking lanes, a 4 feet wide planting strip with street trees on each side of the street (which may utilize tree wells), pedestrian sidewalks on each side of the street that are a minimum of 5 feet in width *except 8 feet in width in front of principal commercial uses*, and a right-of-way width that includes the width of the required sidewalk.
 - b. A local street with two-way traffic may be constructed with two travel lanes of 10 feet each, 8 feet wide parallel parking, a 4 feet wide planting strip (which may utilize tree wells) with street trees on each side of the street, pedestrian sidewalks on each side of the street that are a minimum of 5 feet and a minimum right-of-way width that includes the required width of the sidewalk.
 - c. An alley serving two-way traffic may be constructed with a 16 feet wide cartway and a 5 feet wide minimum setback between the travel lane and any rear garage, *provided that parking is prohibited within the cartway. Along any side of an alley along which parallel parking is allowed, an additional 8 feet of paved width shall be required.*
 - d. The Planning Commission may require wider cartway widths as needed, considering the results of the Traffic Impact Study.
3. Any street within the RR Overlay District, whether public or private, shall meet the same minimum construction material requirements as any new street intended to be dedicated to the City under City ordinances, or as otherwise approved by the City.
 - a. Pedestrian sidewalks with a minimum width of 5 feet and street

trees meeting requirements of the City shall be required on each side of every street, unless the applicant proves to the Planning Commission that an alternative pathway open to the public will provide the same level of pedestrian access. *The minimum width of sidewalks shall be increased to 8 feet in front of principal commercial uses. Tree grates or similar measures may be used and permitted outdoor cafes may intrude into the sidewalk, provided a 4 feet continuous pedestrian and wheelchair accessible pathway is provided along the sidewalk.* A minimum average of one street tree shall be required for each 40 feet of street length, unless existing trees will be preserved to serve the same purpose.

- I. Off-Street Parking and Loading Regulations. The requirements of Part 16 of the Zoning Ordinance shall apply, except for the following modifications:
 1. Off-street parking may be shared by various uses and lots within the RR Overlay District provided that the developer shall demonstrate to the Planning Commission that sufficient parking is provided on the Tract that is within 500 feet of walking distance from the pedestrian entrance of the use that is served by the parking. The applicant shall prove that shared parking will continue to be available to all of the uses that are served by the parking during the life of those uses.
 2. The amount of Off-Street Loading requirements shall be determined by the Planning Commission upon review of the proposed uses of each Phase of the Tentative PRD Plan.
 3. Under the authority to modify requirements as part of a PRD, the Planning Commission may reduce the required amount of off-street parking by up to 30 percent based upon:
 - a. the applicant's traffic study and parking study, *provided the parking study analyzes current and anticipated on-street and off-street parking demand and supply within the PRD and at least one block in each direction,*
 - b. the ability of various uses to share parking, particularly if those uses have different period time periods of peak parking demand,
 - c. commitments by the applicant to fund or provide transit services for residents, customers and patrons, such as connections to an off-site parking area, and
 - d. the availability of public transit and/or any shuttle or trolley service that may be provided during periods of peak parking demand.
 4. For development under the RR Overlay District, new off-street vehicle parking spaces shall not be located within 100 feet from the top of the bank of the Schuylkill River or a structural wall along the Schuylkill River,

based upon conditions that will exist after the development is completed, based upon the approved Final PRD Plan.

5. An applicant may meet a maximum of 25 percent of the off-street parking space requirements for each use by counting new on-street spaces adjacent to the curb along a street adjacent to the use.
- K. Preserved Open Land. The method of ownership and maintenance of the preserved open land shall be approved by the Planning Commission as part of the PRD approval. Any later changes to the preserved open land ownership or use that was not part of the PRD approval shall need Planning Commission approval.
 1. Required preserved open land shall be preserved through a permanent conservation easement that is enforceable by the City. The legal form of the documents concerning the preserved open land shall be approved by the City Department of Law, or designee.
 2. The preserved open land shall be improved so that it is suitable for its intended use, including the planting of trees and shrubs where existing trees and shrubs will not be maintained.
 3. Methods for ownership of the preserved open land shall utilize one of the following: a) dedication to the City for public recreation if the City agrees in advance to accept it, b) dedication to a property-owners association, with each owner of property within the PRD legally required to annually fund their share of the maintenance of the open land, c) retention by the owner of a rental housing development, or d) another suitable method that is specifically approved by the Planning Commission.

Part 5. Sign Regulations

The following is added as a new Section 27-1726:

“Signs Within the RR Overlay District.

In the RR – Riverfront Redevelopment Overlay District, signs shall meet the requirements that apply in the C-C district, except that the Planning Commission may approve modifications to sign provisions under the PRD provisions, in response to a written request from the applicant. In no case shall more than one freestanding sign be allowed per building per street frontage. In addition, a professional sports stadium may also include one 200 square feet freestanding sign with up to 2 sides. Signs that are not readable from a street and from beyond the property line are not regulated by this Section.”

Part 6. Table of Contents

The table of contents of the Zoning Ordinance shall be revised to incorporate this zoning ordinance amendment, including the following:

Add the new Section 27-1726 entitled "Signs Within the RR Overlay District."

Add the new Section 27-815 entitled "RR Riverfront Redevelopment Overlay District."

EXHIBIT B

**Land Area to Be Included in the
RR Riverfront Redevelopment Overlay District**

**BILL NO. _____ 2009
AN ORDINANCE**

**AN ORDINANCE AMENDING THE CITY OF READING CODE OF ORDINANCES
CHAPTER 27 ZONING BY CREATING A NEW SECTION IN PART 11
ADDITIONAL REQUIREMENTS FOR SPECIFIC USES OF ZONING DISTRICTS
BY PLACING REQUIREMENTS FOR THE RENTAL OF SINGLE FAMILY HOMES
IN AREAS ZONED R-1, R-1A and R-2 AND AMENDING THE DEFINITIONS
SECTION.**

WHEREAS, as the City's Zoning Ordinance and Map allows residential rental uses – multi family and single family – in Penn Square, CN, CR, CC, R-PO, and R3, and

WHEREAS, over 50% of all residential dwellings in the City of Reading are rental dwellings; and

WHEREAS, there is a greater incidence of violations of various codes of the City at residential dwelling where Owners do not reside in the City and rent such dwelling to three or more unrelated individuals than at an Owner-occupied residential dwelling or one family-occupied residential dwellings; and

WHEREAS, there is a greater incidence of problems with maintenance/upkeep and quality of life disturbance of residential dwellings where Owners do not reside in the City and rent such dwelling to three or more unrelated individuals than at Owner-occupied dwellings or one family-occupied dwellings; and

WHEREAS, the City of Reading City Council and residents of these neighborhoods seek to preserve the quality of life in the low density residential zones by creating requirements for one family rental dwelling in area zoned R-1, R-1A and R-2.

**NOW THEREFORE, THE CITY OF READING CITY COUNCIL HEREBY ORDAINS
AS FOLLOWS:**

SECTION 1. Amending the City of Reading Codified Ordinances - Chapter 27 Zoning Part 11 Additional Requirements for Specific Uses or Zoning Districts by creating a Section 27-1107 which creates restrictions on the rental of one family detached and semi-detached dwellings in R-1, R-1A and R-2 zoning districts, as follows:

Section 27-1107. Requirements for Rental Dwellings in the R-1, R-1A and R-2 Zoning Districts.

- A. All single family rental dwellings must obtain a zoning permit.
- B. No single family dwelling in these zoning districts shall be converted for multi-family use or created to become Roommate Households as defined in Sections 27-1202 (16) and 27-2202.
- C. The zoning application must include a site plan and architectural plans, drawn to scale, must show the location and dimensions of off-street parking, private entrances, walkways, the dimensions and square footage of each room and storage space and shall indicate the intended use of each room.
- D. The rental dwelling must meet the standards of the City of Reading building, housing and fire codes as required for residential rental dwellings. The owner must verify to the City of Reading on an annual basis that the dwelling meets all of the maintenance, plumbing, electrical, heating, building, fire, and similar standards set by the City and by the Commonwealth of Pennsylvania.
- E. No cooking facilities of any kind shall be located in any room except the central kitchen.
- F. Every bedroom shall be at least 70 square feet of floor area and there shall be no more than two occupants per bedroom.
- G. No basement or cellar shall be used as a habitable bedroom except by special approval and variance from the Zoning Hearing Board.
- H. Each rental dwelling must provide one on-site off-street parking space for each resident over the age of 16 years.
- I. No rental dwelling shall be located within 800 feet of another except by special approval and variance from the Zoning Hearing Board.

SECTION 2. Requiring all existing rental detached and semi-detached dwellings in R-1, R-1A and R-2 zoning districts to register their dwellings pre-existing, non-conforming status within one (1) year of the enactment of this ordinance. Registering the dwelling by this date will allow the dwelling to continue its use. If the pre-existing, non-conforming use is not registered by the stated date, the use will be considered abandoned and the dwelling must be converted to a use permitted in the zone within six (6) months.

SECTION 3. Amending the City of Reading Codified Ordinances - Chapter 27 Zoning Part 22 Definitions by adding the following:

RENT, RENTING, RENTAL, LET, LETTING, LEASE OR WORDS OF SIMILAR MEANING – the act of permitting a unit to be used to provide a living arrangement for one or more persons not the owner thereof whether or not for compensation.

RENTABLE UNIT, RENTAL PROPERTY, UNIT, OR WORDS OF SIMILAR

MEANING - Any dwelling, dwelling unit, rooming house or rooming unit not solely occupied by the owner.

ROOMING UNIT- a portion of a building providing rooms for sleeping and/or sanitary facilities.

SECTION 4. The owner or qualified agent or manager of the property shall register the rental dwelling annually with the Codes Services and Tax Administration offices. Failure to register on an annual basis will revoke the zoning permit.

SECTION 5. This ordinance shall be effective ten (10) days after its adoption and approval by the Mayor, or re-passage by City Council over the Mayor's veto, in accordance with Section 219 of the City of Reading Home Rule Charter, or as set forth in Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2009

President of Council

Attest:

City Clerk

(Councilor Marmarou & Council Staff)

Submitted to Mayor: _____

Date: _____

Received by the Mayor's Office: _____

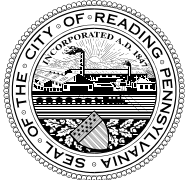
Date: _____

Approved by Mayor: _____

Date: _____

Vetoed by Mayor: _____

Date: _____



AGENDA MEMO MANAGING DIRECTOR

TO: President Spencer and Members of the City Council

FROM: Ryan P. Hottenstein, Managing Director

MEETING DATE: February 23, 2009

AGENDA MEMO DATE: February 18, 2009

RECOMMENDED ACTION:

To approve an Ordinance presented by the Administration relating to the annual salary for Christine Wheelen, Human Resources Director, for the City of Reading.

Deleted: William Heim, Police Chief

RECOMMENDATION:

It is the recommendation of this Administration to increase the salary for the Human Resources Director to \$80,800 (1%) percent increase, effective upon her anniversary date. The performance evaluation supporting this recommended action was conducted as per our City Ordinance No. 22-2002, which provides for a performance review of department heads to be completed by the Managing Director.

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Deleted: , the anniversary date of William Heim's, appointment as the Police Chief for the City of Reading.

BACKGROUND:

It is this Administration's position to make the salary level for all department directors as equitable and fair as possible.

Part of Ms. Wheelen's accomplishments are:

Supported and participated in promoting the HPO process.

Met with unions on a regular basis to resolve labor management issues.

Worked with Department Directors to develop a succession plan for each of their areas.

Reviewed benefit analysis and met with benefit consultants.

Worked to update the employee handbook.

Prepared a training analysis of the City via the input of all Department heads.

Worked with and supervised the Diversity Officer on diversity efforts in the City.

Worked to established updated payroll system.

Assisted with the negotiation of the Apscme Rank and File union contract.

Performed recruitment efforts for the City.

BUDGETARY IMPACT:

The increase amounts to \$800. Funds are available in the City's General Fund in the Human Resources Department budget in various accounts.

PREVIOUS ACTION:

Not applicable.

SUBSEQUENT ACTION:

Not applicable.

RECOMMENDED BY:

The Mayor and Managing Director

RECOMMENDED MOTION:

Increase the present salary of the Human Resources Director to \$80,800.

Deleted: The Crime Plan is the Chief's principal instrument of communicating expectations and performance standards. He is encouraged to make it more visible, more hardened with deadlines, and who is responsible for the deliverables. He needs to find ways for everyone to think the Crime Plan is their plan, and not "Chief Heim's Plan"

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BILL NO. _____

AN ORDINANCE

AN ORDINANCE INCREASING THE SALARY OF HUMAN RESOURCES DIRECTOR, CHRISTINE WHEELEN, IN ACCORDANCE WITH SECTION 706. OF THE CITY OF READING HOME RULE CHARTER AND BILL NO. 22-2002 WHICH ESTABLISHED A PROCEDURE FOR CITY COUNCIL TO PROVIDE ANNUAL INCREASES TO THE CITY'S DEPARTMENT DIRECTORS.

WHEREAS, Christine Wheelen was confirmed, by City Council, as the City's Human Resources Director on November 13, 2007; and

WHEREAS, City Council passed Bill No. 22-2002, on June 24, 2002, which states that a Department Director shall receive an annual salary adjustment based upon a performance evaluation; and

WHEREAS, Christine Wheelen, received a performance evaluation which is satisfactory, meeting motivational standards, she is entitled to a salary increase to \$80,800 (1%).

THE COUNCIL OF THE CITY OF READING HEREBY ORDAINS AS FOLLOWS:

SECTION 1. COMPENSATION.

The salary of Christine Wheelen, shall be increased to \$80,800 per annum retroactive to November 13, 2008.

SECTION 2. REPEALER.

All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed.

SECTION 3. EFFECTIVE DATE.

This ordinance shall become effective 10 days after its adoption in accordance with Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2009

Attest:

President of Council

City Clerk

BILL NO. _____ 2009

AN ORDINANCE

**AN ORDINANCE AMENDING THE FY 2006-2012 CAPITAL IMPROVEMENT PLAN
FOR THE CITY OF READING.**

SECTION 1. The City Council amends the FY 2006-2012 Capital Improvement Program totaling \$16,509,151.00 of debt funding, by providing for improvements to City Council Chambers in the amount of \$50,000 for a new program total of \$16,559,151.00.

SECTION 2. The proposed amendments are set forth in Exhibit A, as attached hereto and made a part hereof.

SECTION 3. This ordinance shall become effective ten (10) days after its adoption, in accordance with Section 221 of the City of Reading Home Rule Charter.

Enacted _____, 2009

President of Council

Attest:

City Clerk

EXHIBIT A

**CITY OF READING
CAPITAL IMPROVEMENTS PROGRAM
FY 2006 - FY 2012**

PROJECT	YEAR	PROJ. COST	DEBT FINANCING	EXPENDITURES TO DATE	BALANCE	AMENDMENT	NEW BUDGET	STATUS	
2006									
RESCUE 1	2006	\$450,000.00	\$450,000.00	\$462,441.00	(\$12,441.00)	\$12,441.00	\$462,441.00	COMPLETED	
RECOVERY	2006	\$1,250,000.00	\$1,250,000.00	\$1,252,025.00	(\$2,025.00)	\$2,025.00	\$1,252,025.00	COMPLETED	
Power Source	2006	\$67,000.00	\$67,000.00	\$16,900.00	\$50,100.00	\$0.00	\$67,000.00	IN PROGRESS	
S SYSTEM FOR CITYWIDE*	2006	\$3,000,000.00	\$750,000.00	\$91,779.00	\$658,221.00	(\$568,221.00)	\$181,779.00	IN PROGRESS	
BROOK FIRE STATION	2006	\$1,500,000.00	\$1,500,000.00	\$428,058.00	\$1,071,942.00	\$2,000,000.00	\$3,500,000.00	IN PROGRESS	
CLASSROOM ADDITION	2006	\$52,000.00	\$52,000.00	\$0.00	\$52,000.00	\$200,000.00	\$252,000.00	IN PROGRESS	
PROPERTY CITY HALL ROOF	2006	\$100,000.00	\$100,000.00	\$7,000.00	\$93,000.00	\$0.00	\$100,000.00	IN PROGRESS	
e Lighting Repairs	2006	\$87,000.00	\$87,000.00	\$0.00	\$87,000.00	\$0.00	\$87,000.00	IN PROGRESS	
ALT BRINE EQUIPMENT	2006	\$50,000.00	\$50,000.00	\$33,393.00	\$16,607.00	(\$16,607.00)	\$33,393.00	IN COMPLETED	
WEST BRANCH REPAIRS	2007	\$60,000.00	\$60,000.00	\$17,000.00	\$43,000.00	\$0.00	\$60,000.00	IN PROGRESS	
E ROOM EXPANSION	2006	\$200,000.00	\$200,000.00	\$10,472.00	\$189,528.00	\$50,000.00	\$250,000.00	IN PROGRESS	
PROPERTY STADIUM HIGH MAST REPLACEMENT	2006	\$152,000.00	\$152,000.00	\$115,290.00	\$36,710.00	(\$36,710.00)	\$115,290.00	IN COMPLETED	
BAER PARK PLAYGROUND RENOVATION	2006	\$100,000.00	\$50,000.00	\$3,975.00	\$46,025.00	\$0.00	\$50,000.00	IN PROGRESS	
	2006	\$100,000.00	\$100,000.00	\$100,000.00	\$0.00	\$0.00	\$100,000.00	COMPLETED	
		\$7,168,000.00	\$4,868,000.00	\$2,538,333.00	\$2,329,667	\$1,642,928	\$6,510,928.00		
2007									
ENGINE 14	2007	\$475,000.00	\$475,000.00	\$473,538.00	\$1,462.00	(\$1,462.00)	\$473,538.00	IN COMPLETED	
n Camera Network	2007	\$1,785,000.00	\$390,000.00	\$91,560.00	\$298,440.00	\$0.00	\$390,000.00	IN PROGRESS	
RANCH RENOVATION	2007	\$140,000.00	\$140,000.00	\$0.00	\$40,000.00	(\$100,000.00)	\$40,000.00	IN	

								PROGRESS
CITY PARK RENOVATION	2007	\$1,050,000.00	\$1,500,000.00	\$49,504.00	\$1,450,496.00	\$0.00	\$1,500,000.00	COMPLETED
RASH COMPACTOR TRUCK	2007	\$120,000.00	\$120,000.00	\$103,394.00	\$16,606.00	(\$16,606.00)	\$103,394.00	COMPLETED
PROPERTY BANDSHELL REHABILITATION	2007	\$80,000.00	\$80,000.00	\$45,337.00	\$34,663.00	\$0.00	\$80,000.00	IN PROGRESS
PROPERTY Pagoda Renovations	2007	\$1,443,900.00	\$1,443,900.00	\$100,468.00	\$343,432.00	\$0.00	\$1,443,900.00	IN PROGRESS
DUMP TRUCK	2007	\$110,000.00	\$110,000.00	\$64,615.00	\$45,385.00	(\$64,615.00)	\$45,385.00	COMPLETED
BAER PARK PLAYGROUND RENOVATION	2007	\$100,000.00	\$50,000.00	\$3,975.00	\$46,025.00	\$0.00	\$50,000.00	IN PROGRESS
Hillside Playground Renovation	2007	\$70,000.00	\$60,000.00	\$2,230.00	\$57,770.00	(\$57,770.00)	\$0.00	IN PROGRESS
VE WALL REPAIR	2007	\$171,500.00	\$171,500.00	\$0.00	\$171,500.00	\$0.00	\$171,500.00	IN PROGRESS
ENGINEERING BUCKET TRUCK	2007	\$70,000.00	\$70,000.00	\$21,740.00	\$48,260.00	(\$48,260.00)	\$21,740.00	COMPLETED
SCHLEGEL PARK POOL REPLASTER/TILE	2007	\$150,000.00	\$150,000.00	\$202,100.00	(\$52,100.00)	\$52,100.00	\$202,100.00	COMPLETED
ENGINEERING HANDICAP RAMPS	2007	\$50,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	CDBG
PROPERTY 6 & PENN COURTYARD UPGRADE	2007	\$120,000.00	\$120,000.00	\$0.00	\$12,000.00	\$0.00	\$120,000.00	IN PROGRESS
PROPERTY ATHLETIC FIELD LIGHTING	2007	\$50,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	CDBG
ark Pond Remediation & Water Feature	2007	\$230,000.00	(\$230,000.00)	\$0.00	\$0.00	(\$230,000.00)	\$0.00	CDBG
GE OVERHEAD LUBRICATION SYSTEM	2007	\$114,666.00	\$114,666.00	\$0.00	\$114,666.00	\$0.00	\$114,666.00	IN PROGRESS
		\$6,330,066.00	\$4,665,066.00	\$1,158,461	\$2,628,605	(\$566,613)	\$4,756,223.00	
2008								
STREET FIRE STATION	2008	\$2,500,000.00	\$2,500,000.00	\$0.00	\$2,500,000.00	(\$2,500,000.00)	\$0.00	DELETED
PROPERTY STADIUM FIELD LIGHTING UPGRADES	2007	\$60,000.00	\$60,000.00	\$0.00	\$60,000.00	\$0.00	\$60,000.00	IN PROGRESS
PROPERTY STADIUM HIGH MAST PAINTING	2007	\$50,000.00	\$50,000.00	\$0.00	\$50,000.00	\$0.00	\$50,000.00	IN PROGRESS
PROPERTY CITY HALL BRASS RESTORATION	2007	\$75,000.00	\$75,000.00	\$0.00	\$75,000.00	(\$75,000.00)	\$0.00	DELETED
URNISHINGS	2007	\$60,000.00	\$60,000.00	\$0.00	\$60,000.00	(\$60,000.00)	\$0.00	DELETED
3rd & SPRING PLAYGROUND RENOVATION	2008	\$160,000.00	(\$80,000.00)	\$0.00	\$0.00	(\$80,000.00)	\$0.00	CDBG
BAER PARK FIELD HOUSE RENOVATION	2008	\$100,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	CDBG
	2008	\$126,000.00	\$126,000.00	\$0.00	\$126,000.00	\$0.00	\$126,000.00	IN PROGRESS

Angelica Nature Center	2008	\$1,000,000.00	\$1,000,000.00	\$0.00	\$1,000,000.00	\$0.00	\$1,000,000.00	
	2008	\$365,000.00	\$365,000.00	\$0.00	\$365,000.00	\$0.00	\$365,000.00	IN
y Hall	2008	\$30,600.00	\$30,600.00	\$0.00	\$30,600.00	(\$30,600.00)	\$0.00	PROGRESS
Roof for City Hall	2008	\$336,000.00	\$336,000.00	\$0.00	\$336,000.00	(\$336,000.00)	\$0.00	DELETED
a Drive Guard Rails	2009	\$230,000.00	\$230,000.00	\$0.00	\$230,000.00	\$0.00	\$230,000.00	DELETED
EDIA UPGRADE Council Chambers	2008	\$50,000.00	\$50,000.00	\$0.00	\$50,000.00	\$0.00	\$50,000.00	IN
		\$5,142,600.00	\$4,752,600.00	\$0.00	\$4,882,600.00	(\$3,131,600.00)	\$1,881,000.00	PROGRESS
2009								
FRONT END LOADER	2008	\$175,000.00	\$175,000.00	\$0.00	\$175,000.00	\$0.00	\$175,000.00	
TREET SWEEPERS	2007	\$300,000.00	\$300,000.00	\$0.00	\$300,000.00	\$0.00	\$300,000.00	
UCK LIFT	2008	\$50,000.00	\$50,000.00	\$0.00	\$50,000.00	(\$50,000.00)	\$0.00	DELETED
INEERING HANDICAP RAMPS	2007	\$50,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	CDBG
HAMPDEN/MARION FIRE STATION	2009	\$2,500,000.00	\$2,500,000.00	\$0.00	\$2,500,000.00	(\$2,500,000.00)	\$0.00	DELETED
NORTHMONT PLAYGROUND RENOVATION	2009	\$160,000.00	(\$80,000.00)	\$0.00	\$0.00	(\$80,000.00)	\$0.00	CDBG
First Energy Stadium Repair	2009	\$26,000,000.00	\$1,300,000.00	\$0.00	\$1,300,000.00	\$0.00	\$1,300,000.00	IN
ge Repair	2009	\$450,000.00	\$450,000.00	\$0.00	\$450,000.00	\$0.00	\$450,000.00	PROGRESS
all Improvements	2009	\$150,000.00	\$150,000.00	\$0.00	\$150,000.00	\$0.00	\$150,000.00	
		\$29,835,000.00	\$4,795,000.00	\$0	\$4,925,000	(\$2,680,000)	\$2,375,000.00	
2010								
can Museum Site Preparation	2007	\$6,170,000.00	\$500,000.00	\$0.00	\$500,000.00	\$0.00	\$500,000.00	
EAST BRANCH REPAIRS	2008	\$70,000.00	\$70,000.00	\$0.00	\$70,000.00	\$0.00	\$70,000.00	IN
ROW IMPROVEMENTS	2008	\$250,000.00	\$200,000.00	\$0.00	\$200,000.00	(\$200,000.00)	\$0.00	PROGRESS
PERTY ATHLETIC FACILITIES LIGHTING	2008	\$50,000.00	\$50,000.00	\$0.00	\$50,000.00	(\$50,000.00)	\$0.00	DELETED
INEERING HANDICAP RAMPS	2008	\$50,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	DELETED
T END LOADER	2009	\$120,000.00	\$120,000.00	\$0.00	\$120,000.00	(\$120,000.00)	\$0.00	CDBG
TREET SWEEPERS	2009	\$300,000.00	\$300,000.00	\$0.00	\$300,000.00	(\$300,000.00)	\$0.00	DELETED
RANCH EXPANSION	2010	\$8,000,000.00	\$2,000,000.00	\$0.00	\$2,000,000.00	(\$2,000,000.00)	\$0.00	DELETED
KEFFER PARK FIELD HOUSE RENOVATION	2008	\$100,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	DELETED
c Portal	2008	\$286,000.00	\$286,000.00	\$0.00	\$286,000.00	\$0.00	\$286,000.00	CDBG
								IN
								PROGRESS

		\$15,396,000.00	\$3,426,000.00	\$0	\$3,526,000	(\$2,770,000)	\$856,000.00	
2011								
TREET SWEEPERS	2010	\$300,000.00	\$300,000.00	\$0.00	\$300,000.00	(\$300,000.00)	\$0.00	DELETED
NDMASTER TRACTOR	2010	\$50,000.00	\$50,000.00	\$0.00	\$50,000.00	\$0.00	\$50,000.00	
V Branch	2011	\$1,800,000.00	\$1,800,000.00	\$0.00	\$1,800,000.00	(\$1,800,000.00)	\$0.00	DELETED
PERTY ATHLETIC FACILITIES LIGHTING	2010	\$50,000.00	\$50,000.00	\$0.00	\$50,000.00	(\$50,000.00)	\$0.00	DELETED
EAST BRANCH REPAIRS	2009	\$70,000.00	\$70,000.00	\$0.00	\$70,000.00	\$0.00	\$70,000.00	
ENGINEERING HANDICAP RAMPS	2008	\$50,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	CDBG
ENGINEERING HANDICAP RAMPS	2008	\$50,000.00	(\$50,000.00)	\$0.00	\$0.00	(\$50,000.00)	\$0.00	CDBG
Whitewater Park	2007	\$522,810.00	\$525,000.00	\$0.00	\$525,000.00	(\$525,000.00)	\$0.00	DELETED
PENDORA PARK FIELD HOUSE RENOVATION	2008	\$200,000.00	(\$100,000.00)	\$0.00	\$0.00	(\$100,000.00)	\$0.00	CDBG
MOBILE REPLACEMENT	2010	\$120,000.00	\$120,000.00	\$0.00	\$120,000.00	(\$120,000.00)	\$0.00	CDBG
ROW IMPROVEMENTS	2009	\$250,000.00	\$250,000.00	\$0.00	\$250,000.00	(\$250,000.00)	\$0.00	DELETED
ROW IMPROVEMENTS	2010	\$250,000.00	\$250,000.00	\$0.00	\$250,000.00	(\$250,000.00)	\$0.00	DELETED
PERTY STADIUM FIELD LIGHTING UPGRADES	2010	\$60,000.00	\$60,000.00	\$0.00	\$60,000.00	\$0.00	\$60,000.00	
		\$3,772,810.00	\$3,275,000.00	\$0	\$3,475,000	(\$3,495,000)	\$180,000.00	
		\$67,644,476.00	\$25,781,666.00	\$3,696,794	\$21,766,872	(\$11,000,285)	#####	

The estimated schedule for the drawing down of funds
for the remaining four years of the CIP is as follows:

Approximately \$13.2 million remains in eligible CIP projects.

The City of Reading would expend approximately \$3.3 million per year from the beginning of
2009 to the completion of the last CIP projects which are scheduled for 2011.

This annual expenditure translates into a monthly expenditure of approximately \$275,000
or approximately \$1.65 million every six months. While the CIP project list concludes in 2011
it is expected final completion of all projects would not occur until 2012.

gh mast replacement project is proposed to remain unscheduled until final determination of whether to renovate or re-locate Municipal Stadium is made.

t paving is budgeted every year, the magnitude of the effort is beyond the City's financial capacity, thus proposing State and Federal funding. The project financed, but the life of a road is less than 10 years making it a poor candidate for such funding.

RESOLUTION NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

That Ernest Schlegel is appointed to the Park and Recreation
Advisory Committee with a term ending December 31, 2013.

Adopted by Council _____, 2009

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

RESOLUTION NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

That Peter Sutliff is reappointed to the Historical Architectural
Review Board with a term ending February 23, 2013.

Adopted by Council _____, 2009

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

RESOLUTION NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

That James Snyder is reappointed to the Downtown Improvement
District Authority with a term ending January 1, 2013.

Adopted by Council _____, 2009

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk



AGENDA MEMO

POLICE DEPARTMENT

TO: City Council
FROM: Chief William M. Heim
PREPARED BY: Chief William M. Heim
MEETING DATE: February 23, 2009
AGENDA MEMO DATE: February 17, 2009
REQUESTED ACTION: Authorize the hiring of four patrol officers to replace officers who have retired

RECOMMENDATION

The Mayor and Police Chief recommend the hiring of the following individuals as patrol officers:

James T. Kennedy
Craig J. Chapman
Derrick J. Kasprzewski
Alfredo Ortiz

BACKGROUND

The 2009 budget authorized a total of 204 police officers to staff the police department. Currently the department has 198 officers. In order to support crime reduction efforts and maintain a skilled and experienced police force, these replacements are necessary. These four individuals have passed all civil service and hiring requirements.

BUDGETARY IMPACT

None. These funded positions have become vacant due to retirements.

PREVIOUS ACTIONS

None

SUBSEQUENT ACTION

Council to take action to approve a resolution to authorize the hiring of the above named individuals as police officers.

RECOMMENDED BY

The Mayor and Police Chief recommend approval.

RECOMMENDED MOTION

Approve/deny the resolution authorizing the hiring of James T. Kennedy, Craig J. Chapman, Derrick J. Kasprzewski, and Alfredo Ortiz to the positions of police officer. The effective dates are February 9, 2009 for Kennedy and Chapman and March 2, 2009 for Kasprzewski and Ortiz.

RESOLUTION NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

Hiring James T. Kennedy as a Police Officer for the City of Reading
Police Department, effective Monday, February 9, 2009.

Adopted by Council _____, 2009

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

RESOLUTION NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

Hiring Craig J. Chapman as a Police Officer for the City of Reading
Police Department, effective Monday, February 9, 2009.

Adopted by Council _____, 2009

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

RESOLUTION NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

Hiring Derrick J. Kasprzewski as a Police Officer for the City of
Reading Police Department, effective Monday, March 2, 2009.

Adopted by Council _____, 2009

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

RESOLUTION NO. _____

THE COUNCIL OF THE CITY OF READING HEREBY RESOLVES AS
FOLLOWS:

Hiring Alfredo Ortiz as a Police Officer for the City of Reading Police
Department, effective Monday, March 2, 2009.

Adopted by Council _____, 2009

Vaughn D. Spencer
President of Council

Attest:

Linda A. Kelleher
City Clerk

RESOLUTION NO. _____-2009

THE CITY OF READING CITY COUNCIL HEREBY RESOLVES AS FOLLOWS:

Whereas; In 1947 the United States of America, through the War Assets Administration (WAA) transferred 538 acres and several outbuildings to the City of Reading under the Surplus Property Act of 1944 for public airport purposes but reserves the Federal Government's right to use the property, allows the Federal Government to take full control of the airport during the existence of any emergency declared by the President of the United States and further requires the City and its successor to obtain approval from the Federal Government before undertaking any construction projects or parcel transfers, etc.; and

Whereas; Between 1946 and 1957, the City of Reading City Council, using taxpayer dollars, purchased 283 additional acres surrounding the parcels transferred to the City by the WAA; and

Whereas; In 1956 the City of Reading City Council enacted Bill No. 39-56 creating the Reading Airport Authority and transferred 821 acres of land to the Airport Authority in November 1957 and authorized the Airport Authority "to acquire, hold, construct, improve, maintain, operate, own or lease" the airport property; and

Whereas; In 1972 the City of Reading purchased 24.2 additional acres surrounding the original airport property and transferred such to the Airport Authority, which allowed the relocation of utilities to further support airport operations; and

Whereas; Between 1956 and 1990 the City of Reading loaned the Airport Authority approximately \$220,000 to purchase additional parcels and make various improvements to the property and outbuildings; and

Whereas; In 1990 the City of Reading City Council changed the name of the Airport Authority to the Reading Regional Airport Authority; and

Whereas; in 1999 City Council and the County Commissioners approved a joint resolution agreeing to a regional approach for the Airport, Library and Fire Training Center and in November 2000, City Council adopted a resolution reconstituting the Airport Authority with a 5 County member and 2 City member composition.

**NOW THEREFORE LET IT BE HEREBY RESOLVED BY THE CITY OF READING
CITY COUNCIL THAT:**

The City of Reading City Council has a fiduciary responsibility to the taxpayers of the City of Reading. To uphold that responsibility, City Council directs that the decision of the Court of Common Pleas regarding proposed sale of 211 acres of airport property by the Reading Regional Airport Authority's be appealed, due to the long-term investment the City of Reading and its taxpayers have made to this property and its operation over the past 50 years. The City of Reading City Council also directs the President of Council and/or his designee to retain the services of independent legal counsel to take any and all necessary legal actions to prevent this sale of airport property.

This resolution shall be effective immediately.

Adopted by City Council on the ____ of _____,

2009

President of Council

Attest:

City Clerk
(Spencer & Waltman)